

## **MEETING #38 August 12**

At a Regular Meeting of the Madison County Board of Supervisors on  
August 12, 2008 at 3:00 p.m. in the Madison County Administrative Center Auditorium:

**PRESENT:** Eddie Dean, Chairman, Eddie Dean  
James L. Arrington, Vice-Chairman  
Bob Miller, Member  
V. R. Shackelford, III, County Attorney.  
Lisa R. Kelley, County Administrator  
Jacqueline S. Frye, Secretary

**ABSENT:** William L. Crigler, Member  
Clark Powers, Member

Chairman, Eddie Dean called the meeting to order and announced that Clark Powers will be absent due to medical reasons and will probably be absent for about one (1) month.

### **IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION**

Donald Gore, Resident Engineer, was present and provided the following report: last bit of stone being laid on Route 680 – surface work should be completed by the first week in September 2008; construction on Route 702 (Larkins Mill) is complete; complaints received from residents on Ruth Road about hanging limbs – trimming has been done although this work will be initiated by a contractor later this year; second round of mowing has been completed; renovations to Robinson River Bridge are complete.

Bob Miller advised the contractor has clipped the top of the telephone box off Garr Mountain Road (Route 652) and the wires are exposed.

Donald Gore stated he will check the site and also asked citizens to report any accidental damage they witness being done by the contractors.

Chairman, Eddie Dean inquired about downed E911 road signs, to which Robert Finks reported the signs in question have been re-erected.

### **IN RE: PAYROLL & CLAIMS**

Chairman, Eddie Dean asked if there were any concerns about the Payroll & Claims Report as presented for July 2008.

Teresa Miller, Finance Director, advised that first quarter contributions were denoted during this month.

After discussion, on motion of James L. Arrington, seconded by Bob Miller, the warrants issued in satisfaction of payroll for July 2008 (Checks #30110370 through #30110377 and 30110378 through 30110386 electronic transfer #14), are hereby approved, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

On motion of James L. Arrington, seconded by Bob Miller, the warrants issued in satisfaction of claims against the County for July (Checks #10128476-8491; 8525-8535; 8557-8568; 8570-8596; 8615-8673) are hereby approved, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

Chairman, Eddie Dean stated the Board will need to approve certificate of claims – post year 2008.

Teresa Miller, Finance Director, stated that some expenditures that occurred in May 2008 are being paid in July 2008 because of vendor's billing cycles; she advised there will probably be one (1) more month of post claims although she isn't certain if the Department of Social Services has finalized all financial procedures in their system as they are on a different fiscal year; however, she is awaiting further information from the auditors.

On motion of James L. Arrington, seconded by Bob Miller, the certificate of claims for post year 2008 (General fund – Check #10128493-8524; 8538-8556; 8598-8614; 8674-8705 and electronic transfer #13) are hereby approved, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye

William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

Chairman, Eddie Dean advised the Board will need to approve the certificate of Claims Capital Fund – July 2008 (Courthouse Project).

On motion of James L. Arrington, seconded by Bob Miller, the Certificate of Claims Capital Fund – July 2008, are hereby approved, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

Chairman, Eddie Dean advised the Board will need to approve Supplements – Post Year 2008:

1.	Auditor #12240-3120	Turnover Audit	\$ 8,206.40
2.	Main Street Project #81200-5895	Linco Invoice	<u>\$45,000.00</u>

**TOTAL:     \$45,000.20**

Lisa Kelley, County Administrator, advised that some funding for the Main Street Project are reimbursable from the Virginia Department of Transportation.

After discussion, on motion of James L. Arrington, seconded by Bob Miller, the supplemental appropriations in the amount of \$45,000.20, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

Chairman, Eddie Dean asked if there were any questions pertaining to the supplements for July 2008.

1.	Sheriff's Dept. (law enforcement) #31200-5230	Cell Phone Rebates	\$ 200.00
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2.	Park & Recreation #71399-5690	Youth Sports Deposits	\$ 9,236.69
3.	Park & Recreation #71300-5691	Health Fitness Deposits	\$ 410.00
4.	Road Construction #41200-8220	Construction	\$60,465.25

\*County Administrator's recommendations:

5.	Madison County School Board	<u>\$ 7,641.02</u>
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**TOTAL: \$77,953.87**

Chairman, Eddie Dean asked if the supplemental request for the Madison County School Board was requested before or after the new fiscal year, to which Teresa Miller, Finance Director, advised there was no specification made (from the Treasurer) but she will investigate.

After discussion, on motion of James L. Arrington, seconded by Bob Miller, the aforementioned supplements for July 2008, totaling \$77,953.87, were approved as presented, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

#### **IN RE: MADISON COUNTY SCHOOLS**

Dr. Brenda Tanner, Superintendent, provided the following report: Teaching staff has returned for the new school year; twelve (12) new teachers have been hired; there will be a luncheon at the Madison Young Farmer's Grounds for school faculty and staff on Friday, August 15<sup>th</sup> beginning at 12:00 noon – Madison County Board of Supervisors is invited to partake in the event; also advised open house is scheduled for Monday, August 18<sup>th</sup> from 1:00 p.m. to 8:00 p.m.; School Board members reviewed policy on facilities use – fee structure was established in order to recoup some of the costs associated with school facilities being used by outside groups; also introduced Mary Eppard who has been hired as the Director of Transportation for Madison County Schools; also presented each Board member with a season pass to attend athletic events.

**IN RE: MADISON FACILITIES & MAINTENANCE:**

Ross, Shifflett, Director of Facilities & Maintenance, provided a monthly report to the Madison County Board of Supervisors; he also advised it has been suggested that a carbon filter be used at the Commonwealth Attorney's office (rear door) in order to eliminate the odor coming from the septic system; also advised that Waste Management will have a new backhoe on the premises during the next week; DEQ sent in requested gas reading data – this will be done for two (2) months and will return to being done quarterly; the hail storm knocked down trees but these have now been cleared; advised that ACO Becky Cromwell has completed NIMS training; the fuel surcharge for hauling during the month was \$6,043.00.

James L. Arrington asked about the collection rate for transfer station fees, to which Ross Shifflett advised the rate is three cents per pound.

Stephanie Murray, Treasurer, advised there is a very low delinquent rate for payment of fees charged (currently at 95%) with very few second notices having to be mailed.

Chairman, Eddie Dean asked about collection fees at the Animal Shelter, to which Ross Shifflett advised the fees were being charged for adoptions and reclaims as based on the current fee structure adopted by the Madison County Board of Supervisors.

**IN RE: MADISON CHAMBER OF COMMERCE**

Tracey Williams, Tourism Director, provided the following monthly report: Three (3) new members this month; Chamber mixer at the Last Nickel on July 21<sup>st</sup> – next one will be planned at Sweeley Estate Winery in the fall; sixty (60) visitors to the center in August with (7,281) hits to the website; parade was very successful; Taste of the Mountains is full with a waiting list – everything is going according to schedule; sending out Exhibitor packets this week; Boys & Girls Club of Madison will celebrate a “Day for Kids” on September 20<sup>th</sup> at the high school.

**IN RE: MADISON E-911 CENTER**

Robert Finks, E-911 Coordinator, provided a report for the month of July 2008; also advised that storm damage knocked out the telephones at the Center – internet service was also down; there was some trouble with the main repeater at Blakey Ridge – temporary repairs have been implemented.

Bob Miller asked if any fees have been collected as a result of the County's Alarm Ordinance, to which Robert Finks advised that one (1) notice has been sent –the alarm calls during the past month were activated as a result of electrical storms.

#### **IN RE: EMERGENCY MANAGEMENT SERVICES**

Carl Pumphrey, EMS Coordinator, was present and provided a report of all activities for the month the month of July 2008; he also stated two additional departments have completed NIMS training and he is now working with Teresa Miller, Finance Director, to familiarize her with the financial information that pertains to NIMS; advised the Madison County Board of Supervisors will need to adopt the plan in September; he also advised the exercise that was held at North Anna was very successful.

#### **IN RE: MADISON EMERGENCY MEDICAL SERVICES**

Lewis Jenkins, EMS Coordinator, provided the following report for July 2008:

1. Total Calls toned: 77
2. Total calls handled: 69
3. Total calls no response (8) [(6) Greene; (2) Orange for mutual aide assistance were not answered due to no available staff]
4. Average in-County response time to the scene: (11) minutes
5. Night coverage: Eleven hours of night coverage on (19) nights
6. Total calls handled: 13

Lewis Jenkins advised there was a nine percent (9%) decrease in numbers during the month of July; also stated that several citizens are utilizing mechanical ventilators and a hands-on demonstration was given to EMS staff by Marc Winstead (respiratory therapy supervisor) from UVA; also advised that Jake Benner, Robin Clark, Bryan Fleming and Andrew Barros all passed the Advanced Cardiac Life Support course for the experienced provider and Jason Inofuentes completed the Basic & Light rescue training class; ; stated that calls were down just a bit during the month; some staff performed technical rescue trainings during the month (Jason Infuentes); also participated with Culpeper Regional Hospital in their disaster MCI training; Richard Gunnick will be going to Yellowstone, MT to work – will try to fill the slot with part-time staff in the interim.

Chairman, Eddie Dean asked for additional details to be included for night coverage, to which Lewis Jenkins advised he would incorporate in future reports.

**IN RE: MADISON SHERIFF'S DEPARTMENT**

Erik Weaver, Sheriff, provided the following report for July 2008:

- |    |                       |     |
|----|-----------------------|-----|
| 1. | Criminal Arrests:     | 44  |
| 2. | Traffic Summons       | 137 |
| 3. | Civic Process Served: | 381 |
| 4. | Days in Court:        | 16  |
| 5. | Crime reports:        | 79  |

**IN RE: MADISON VOLUNTEER RESCUE SQUAD**

Chairman, Eddie Dean stated the Board notebooks contain two (2) monthly reports provided by the Madison Volunteer Rescue Squad.

**IN RE: TREASURER'S REPORT**

Stephanie Murray, Treasurer, advised she will need the Board to authorize her department to publish a list of delinquent tax payer names in the Madison Eagle.

Bob Miller asked about a percentage change, to which Stephanie Murray, Treasurer, advised her department will wait until September/October to provide any percentage due to post year. She also advised the totals is currently running about equal to last year's total.

After discussion, on motion of James L. Arrington, seconded by Bob Miller, the Board authorized the Treasurer's Office to publish the names of delinquent tax payers through the 2007 tax year, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

**IN RE: RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES BOARD/AAA  
(Appointment of members to Board)**

Lisa Kelley, County Administrator, stated the Board will need to approve the Resolution to appoint members to the Rappahannock-Rapidan Community Services

Board-Area Agency on Aging to represent the citizens of Madison County; each member will serve a three (3) year term and members can serve up to two (2) terms.

Bob Miller asked if the appointment of members to serve is normally done as a group, to which Lisa Kelley, County Administrator, advised this has been done for the past several years, although terms were staggered for a while in the past.

**RESOLUTION  
APPOINTING AND REAPPOINTING MEMBERS OF  
THE RAPPAHANNOCK RAPIDAN COMMUNITY SERVICES BOARD  
AND AREA AGENCY ON AGING**

**WHEREAS**, the terms of each of Madison County's three appointees to the Rappahannock Rapidan Community Services Board and Area Agency on Aging (RRCSB-AAA) will expire December 31, 2008; and

**WHEREAS**, each of the current members is eligible for one additional three-year term and two of the current members have indicated a willingness to serve that additional term;

**NOW, THEREFORE, BE IT RESOLVED THAT** the Board of Supervisors does hereby reappoint the following individuals to serve on the RRCSB-AAA, for the terms indicated below:

<u>Member</u>	<u>Term Begins</u>	<u>Term Expires</u>
George K. Beach	January 1, 2009	December 31, 2011
William C. Tidball	January 1, 2009	December 31, 2011

1 **AND BE IT FURTHER RESOLVED THAT** the Board of Supervisors does hereby appoint the following individual to serve on the RRCSB-AAA:

<u>Member</u>	<u>Term Begins</u>	<u>Term Expires</u>
Kenneth McGhee	January 1, 2009	December 31, 2011

ADOPTED this 12<sup>th</sup> day of August, 2008, by the Board of Supervisors of Madison County.

\_\_\_\_\_  
Eddie Dean, Chairman  
Madison County Board of Supervisors



	Aye	Nay	Abstain	Absent
Eddie Dean	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
James L. Arrington	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
William L. Crigler	<u>          </u>	<u>          </u>	<u>          </u>	<u>  x  </u>
Bob Miller	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Clark Powers	<u>          </u>	<u>          </u>	<u>          </u>	<u>  x  </u>

Attest: \_\_\_\_\_  
 Lisa R. Kelley, County Administrator/Clerk to the Board

After discussion, on motion of Bob Miller, seconded by James L. Arrington, the Board approved the aforementioned Resolution to reappoint William Tidball and George K. Beach, and appoint Kevin Haney for a three year term, beginning January 1, 2009 and ending December 31, 2011, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

#### **IN RE: PUBLIC COMMENT**

Chairman, Eddie Dean opened the floor for public comment – there was none.

#### **IN RE: OAR REQUEST FOR ADDITIONAL FUNDING**

Lisa Kelley, County Administrator, provided an overview of the funding request submitted by OAR as a result of state fiscal cutbacks; specific funding amounts are being asked of surrounding localities so that Charlottesville will not have to absorb the complete fiscal shortfall.

Lisa Kelley, County Administrator, advised the County of Louisa is interesting in hearing what course of action Madison County will undertake.

Bob Miller asked what percentage of the budget shortfall does the request represent.

Lisa Kelley, County Administrator, provided an overview of the current funding being provided by all localities and the specific increases that were denoted on the request; it appears that an email was sent from the State to denote the specific cuts

would be mandated; however, she is unsure if this information was hidden during the initial budgetary preparations or whether the mandate came under separate cover at a later date.

James L. Arrington asked what will happen in the event Madison County doesn't oblige with the request and proposed.

Lisa Kelley, County Administrator, advised that OAR provides pre-trial services and probationary supervision services to some localities; however, she is unsure what will be done in the event Madison County doesn't approve the additional funding, as there was no indication provided.

Chairman, Eddie Dean asked who makes referrals to this program, to which V. R. Shackelford, III, County Attorney, suggested George Webb, Commonwealth Attorney, or Erik Weaver, Sheriff, be contacted, as he doesn't feel either of the aforementioned services is heavily offered to Madison County since the County utilizes the Central Virginia Regional Jail in Orange County, Virginia.

Concerns were verbalized as to whether a decision needed to be made today and also if the funding reduction was a state mandate.

Lisa Kelley, County Administrator, stated she was unclear regarding the fiscal cuts and also was not given any particulars as to why the shortfall amount will be taken from Albemarle County.

Chairman, Eddie Dean asked if it was known whether George Webb, Commonwealth Attorney or Erik Weaver, Sheriff, were in favor of supporting the proposed funding request.

After much discussion, it was decided that Lisa Kelley, County Administrator, will discuss the proposed funding request from OAR with the Commonwealth Attorney and the Madison County Sheriff, and respond to OAR representatives promptly; if needed, funds will be moved from a department line item or from the contingency fund.

#### **IN RE: SHORT-TERM BORROWING RESOLUTION (Courthouse Project)**

Lisa Kelly, County Administrator, provided an overview of conversations she has had with representatives from VML and VaCO about a commercial borrowing; she has also conversed with Robert Huff of Robinson, Farmer, Cox Associates and provided

a letter that was prepared with regard to short-term borrowing, bond issues and various loan packages made available to localities to fund projects.

Bob Miller verbalized concerns regarding some of the figures denoted on page 2 of the documentation provided from Robinson, Farmer, Cox Associates.

Lisa Kelley, County Administrator, provided information about fixed rate loans and an analysis from Delphius Hanover and five-year non-rated lease revenue loans, and also suggested that a representative from Robinson, Farmer, Cox Associates attend the next Board Workshop Session and provide more specific details of various commercial loan packages; she also advised that Robinson, Farmer, Cox Associates wasn't too familiar with the commercial paper program.

Bob Miller verbalized concerns about techniques regarding the drawdown and would like to have a schedule based on heavy borrowing at the front end of the project.

V. R. Shackelford, III, County Attorney, stated he feels the County may be able to attain the same effect with a trans note as this type of loan can be structured in the same manner.

James L. Arrington questioned whether the County will be able to attain an adjustable loan rate.

Lisa Kelley, County Administrator, stated the loan program being discussed has a minimum borrowing amount with no fluctuating rate.

In closing, V. R. Shackelford, III, County Attorney, strongly suggested the Madison County Board of Supervisors initiated the process and approve tonight's Resolution in order to move forward.

Chairman, Eddie Dean questioned whether the County should anticipate utilizing existing funds in the budget before exercising an loan funding, to which V. R. Shackelford, III, County Attorney, suggested the County not anticipate borrowing any funds at the end of the year due to the existing budget being very tight.

Concerns were also verbalized about whether there were any contingencies within the proposed contract, to which Chairman, Eddie Dean advised the Board can decide on certain criteria as things move along; he feels the Board needs to move forward and have Robinson, Farmer, Cox Associates look at the actual numbers.

After discussion, on motion of James L. Arrington, seconded by Bob Miller , the Board voted to approve the aforementioned Resolution regarding the commercial paper program, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

**RESOLUTION  
APPROVING THE USE OF SHORT-TERM FINANCING  
FOR THE CIRCUIT COURT RENOVATION PROJECT**

**WHEREAS**, the Board of Supervisors (the “Board”) of Madison County, Virginia (the “County”), has determined that there is a need to finance a portion of the construction and related costs associated with a courthouse renovation located in the County (collectively, the “Project”); and

**WHEREAS**, the Board of Supervisors has further determined that the Project will promote the safety and welfare of the citizens of the County, and the Board desires to take and authorize certain actions with respect to the proposed financing of the Project at this time; and

**WHEREAS**, the Board has determined that it is necessary and expedient to undertake certain expenditures (the "Expenditures") in connection with the Project; and

**WHEREAS**, the Board has determined that those moneys previously advanced no more than sixty (60) days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt obligations (the "Obligations") expected to be issued by the County to finance the Project; and

**WHEREAS**, Section 1.150-2 of the treasury regulations issued pursuant to the Internal Revenue Code of 1986, as amended, requires that there must be declared an official intent by the County to reimburse the Expenditures with the proceeds of the Obligations;

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Board hereby authorizes the County Administrator, with the advice and assistance of representatives of the Virginia Municipal League / Virginia Association of Counties Finance Program (the “Program”) and bond counsel for the Program (“Program Bond Counsel”) and bond counsel for the County (“County Bond Counsel”), to pursue

financing for all or a portion of the costs of the Project in an aggregate principal amount not to exceed \$5,000,000.

2. The Obligations, if issued, will be evidenced by one or more bonds, notes, loan, financing, lease, service or support agreements and/or similar documentation in form and substance satisfactory to the County and containing such terms as the Board may hereafter approve by appropriate resolution or resolutions (the "Financing Documents"); provided, however, that no amounts payable by the County pursuant to the Financing Documents shall constitute a general obligation indebtedness of the County within the meaning of any constitutional or statutory limitation, or a charge against the general credit or taxing powers of the County.

3. The Obligations will be issued only after the Board, with advice and assistance from the County Attorney and County Bond Counsel, has approved the Financing Documents in substantially final form and has received, among other things, the approving opinion of County Bond Counsel as to the qualification of the Obligations as tax exempt obligations for federal and state income tax purposes under applicable law.

4. The Board hereby declares its official intent to finance the Project with the Obligations, including such Expenditures with respect to the Project as are incurred prior to the issuance of the Obligations but no more than sixty (60) days prior to adoption of this resolution. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain *de minimis* amounts, expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least five (5) years. Each Expenditure was and will be either (a) of a type properly chargeable to capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Obligations, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

5. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Obligations to reimburse an Expenditure, no later than 18 months after the date on which the Expenditure is paid or the Project is placed in service or abandoned, but in no event more than three (3) years after the date on which the Expenditure is paid.

6. To the extent applicable and necessary under applicable law in the opinion of County Bond Counsel, the Board hereby authorizes the publication of notice of a public hearing with respect to the issuance of the Obligations, provided the form of such notice shall be approved by the County Administrator or other authorized representative of the County.

7. Subject to the foregoing, the County Administrator is authorized to take any and all actions reasonably necessary or desirable to facilitate the purposes and intent of

this resolution and the financing of the Project. All prior acts of the County Administrator and other officers, agents or representatives of the County that are in conformity with the purposes and intent of this Resolution and in furtherance of the financing for the Project are hereby approved and ratified.

8. This resolution shall take effect immediately.

### CERTIFICATE

The undersigned Clerk of the Board of Supervisors hereby certifies that the foregoing is a true, correct and complete copy of a resolution duly adopted by a majority of the members of the Board present and voting during the meeting duly called and held on August 12, 2008, and that such resolution has not been repealed, revoked, rescinded or amended, but is in full force and effect on the date hereof. A summary of the members present or absent at such meeting, and the recorded vote with respect to the foregoing resolution, is set forth below:

WITNESS my hand and the seal of the County this August 12, 2008.

\_\_\_\_\_  
Eddie Dean, Chairman  
Madison County Board of Supervisors

	Aye	Nay	Abstain	Absent
Eddie Dean	<u>  x  </u>	_____	_____	_____
James L. Arrington	<u>  x  </u>	_____	_____	_____
William L. Crigler	_____	_____	_____	<u>  x  </u>
Bob Miller	<u>  x  </u>	_____	_____	_____
Clark Powers	_____	_____	_____	<u>  x  </u>

(SEAL)

\_\_\_\_\_  
Clerk, Board of Supervisors of  
Madison County, Virginia

### IN RE: LETTER FROM DR. REINHOLD PHAFF

Dr. Reinhold Pfaff was present to discuss a letter he forwarded the Board regarding rabies virus vaccination information law in the State of Virginia which forces veterinarians to inform the County about every carried out rabies vaccination (i.e. name of owner, name of the animal, breed, color, etc.). He doesn't feel he should be required

to “volunteer” time and equipment and then be taxed for utilizing said equipment in order to provide a databank for the County at his own expense.

V. R. Shackelford, III, County Attorney, advised the request is a state statute and the County doesn’t have the authority to change any laws regulated by the State of Virginia; additionally, the Treasurer has to follow all requirements as denoted in the Virginia state law regarding vaccinations for rabies.

Lisa Kelley, County Administrator, stated she would forward a letter to the legislators to provide a mechanism for the County regarding this issue.

Chairman, Eddie Dean stated the Board has to follow the mandates as required by the State of Virginia; however, the Board can send a letter to the State legislators to express any concerns on behalf of Madison County.

Dr. Phaff expressed concerns of the request and feels the process needs to be more fair.

V. R. Shackelford, III, County Attorney, indicated a permit must be submitted to the pet owners once the vaccination is received and the request being discussed will only involve a copy of the certificate to be made.

Chairman, Eddie Dean thanked Dr. Phaff for coming and expressing his concerns.

### **COMMITTEE REPORTS - OLD BUSINESS/NEW BUSINESS:**

#### **Hartland Hall Institute**

Chairman, Eddie Dean stated he and Lisa Kelley, County Administrator, attended the 25<sup>th</sup> anniversary celebration at the Hartland Institute.

#### **Route 702 (Larkins Mill)**

Lisa Kelley, County Administrator stated all work at Larkins Mill Road are now complete; a reimbursement request will be made later this week.

#### **Main Street Project**

Chairman, Eddie Dean stated that a letter was received from John J. “Butch” Davies regarding grand funding for the Main Street Project.

Lisa Kelley, County Administrator, provided an overview the project being characterized as a “no plans project: and that all Virginia Department of Transportation

guidelines for curbing and sidewalks must be utilized; however, the County will have to pay for all Virginia Department of Transportation inspection services that are provided.

After discussion, on motion of James L. Arrington, seconded by Bob Miller, the board voted to authorized Lisa Kelley, County Administrator, to sign documents pertaining to the \$350,000.00 grant agreement for the Main Street Project, on behalf of the Madison County Board of Supervisors, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

#### **IN RE: MINUTES**

Chairman, Eddie Dean advised that Minutes #27, #28, #29, #30, #31, #32, and #33 will need to be approved.

After discussion, on motion James L. Arrington, seconded by Bob Miller, Minutes #27 through #33 were approved as presented and spread in Minute Book #16, page 383 through page 439, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

#### **IN RE: COURTHOUSE RENOVATIONS**

Lisa Kelley, County Administrator, provided an overview of renovations at the courthouse (i.e. demolition work) and advised there will be some outside costs associated with asbestos testing (abatement/removal); things appear to be going reasonably well.

Lisa Kelley, County Administrator, advised the linoleum and some of the building interior had asbestos with large concentrations found in the attic area which will need to be removed.

#### **IN RE: KEMPER MANSION**

Lisa Kelley, County Administrator, advised that bids are due Thursday, August 14<sup>th</sup> @ 9:00 a.m. at the Thrift Road Complex; a pre-bid conference was held



during the past week in which there were contractors from Charlottesville (2), Culpeper (2), and Madison (1) – all contractors had experience in removing lead-based paint.

**IN RE: PDR COMMITTEE (ORDINANCES)**

Lisa Kelley, County Administrator, advised that members of the Madison PDR Committee will attend the Joint Meeting in September to provide a report and perhaps discuss the possibility of having public workshops before an Ordinance is published for adoption; she advised the PDR Committee feels there are benefits to moving forward with an Ordinance.

V. R. Shackelford, III, County Attorney, strongly suggested the County be able to fund any criteria contained in an Ordinance before any guidelines are put into place.

Bob Miller advised that he attended a meeting on land preservation with Beth Pastore and Mike Santucci, during which time the discussion introduced a bill to fund PDR Committee through the State Land Preservation Office for all Counties with an extensive Land Use Program.

V. R. Shackelford, III, County Attorney, also advised the Wireless Communications Ordinance is overseen by Verizon.

Lisa Kelley, County Administrator, advised there was input received from Virginia Broadband, Inc. regarding wooden cell towers in that a building permit isn't required; however, concerns have also been verbalized by Wes Smith, Building Official, regarding cell towers being constructed out of non-combustible materials and that wood shouldn't be used.

Lisa Kelley, County Administrator, advised that she will talk with a representative from Virginia Broadband and perhaps approve a code modification; she also indicated that most Virginia Broadband antennas are on silos with only one (1) being erected on a pole.

V. R. Shackelford, III, County Attorney, provided a short overview on the Storm water Ordinance.

Lisa Kelley, County Administrator, advised there will be a presentation at the Madison County Planning Commission Workshop session Wednesday, August 20<sup>th</sup> @ 7:30 p.m.

V. R. Shackelford, III, County Attorney, advised that a proposal for an amendment to non-conventional drain fields will need to be discussed (to be presented by Dwayne Dixon and Dr. Sheppard of the Madison Health Department).

Lisa Kelley, County Administrator, advised that information pertaining to the on-conventional drain fields has been reviewed by Dwayne Dixon and Dr. Sheppard and should be forwarded to the Board within the next couple of days.

**IN RE: PUBLIC COMMENT**

Chairman, Eddie Dean reconvened the meeting and opened the floor for public comment – there was none.

Chairman, Eddie Dean recessed the meeting until 7:30 p.m.

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**7:30 P.M.: Meeting reconvened with Chairman, Eddie Dean calling the meeting to order and noted that all Board members are present.**

**IN RE: PUBLIC COMMENT**

Chairman, Eddie Dean opened the floor for public comment.

With no further action being required by the Board, on motion of James L. Arrington, seconded by Bob Miller, Chairman, Eddie Dean adjourned the meeting, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Absent
Bob Miller	Aye
Clark Powers	Absent

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Eddie Dean, Chairman

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Lisa R. Kelley, County Administrator

Date: August 12, 2008

Copies: Eddie Dean, James L. Arrington, William L. Crigler, Bob Miller, Clark Powers, V. R. Shackelford, III & Constitutional Officers

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